

Dan Jackson

From: Nash, Bradley [bnash@cov.com]
Sent: Wednesday, September 05, 2007 6:08 PM
To: Dan Jackson
Cc: mglick@howardrice.com; Haney, Robert
Subject: Notice of Amin El Sokary Deposition
Attachments: SFX562.pdf

Dan:

I write in response to your objection to Roots taking the deposition of Amin El Sokary on September 12 in Paris. Judge Breyer's decision to deny consolidation does not preclude Roots from noticing a third party deposition of Mr. El Sokary in the Roots action. Judge Breyer never said that this deposition could only be taken with the agreement of all parties; he made no ruling affecting whether or not Roots was permitted to take depositions in Paris. As you know, discovery has now commenced in the Roots action. Gap has already served document requests, interrogatories and requests for admissions. Fed. R. Civ. P. 30(a)(1) similarly permits Roots to take the deposition "of any person . . . without leave of court." Accordingly, please see the attached notice of deposition.

<<SFX562.pdf>>

Regards,

Brad

Bradley J. Nash
Covington & Burling LLP
620 Eighth Avenue
New York, NY 10018
Tel: 212-841-1067
Fax: 646-441-9067

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9/7/2007

1 BRADLEY J. NASH (*admitted pro hac vice*)
(bnash@cov.com)
2 COVINGTON & BURLING LLP
620 Eighth Avenue
3 New York, NY 10018
Tel.: (212) 841-1000
4 Fax: (212) 841-1010

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6 **Attorneys for Plaintiff**
Roots Ready Made Garments Co. W.L.L.

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8 **IN THE UNITED STATES DISTRICT COURT**
FOR THE NORTHERN DISTRICT OF CALIFORNIA
9

10 ROOTS READY MADE GARMENTS CO.
W.L.L.,

11 Plaintiff,

12 v.

13 THE GAP, INC., a/k/a, GAP, INC., GAP
14 INTERNATIONAL SALES, INC., BANANA
REPUBLIC, LLC, AND OLD NAVY, LLC,

15 Defendants.
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Case No: C 07 3363 CRB

**NOTICE OF DEPOSITION OF AMIN EL
SOKARY**

19 PLEASE TAKE NOTICE THAT pursuant to Rules 26 and 30 of the Federal
20 Rules of Civil Procedure, Plaintiff will take the deposition upon oral examination of Amin El
21 Sokary before a notary public or other officer authorized by law to administer oaths on
22 September 12, 2007 at 9:00 o'clock a.m. The deposition shall take place at the offices of
23 Lefèvre Pelletier & associés, 136, avenue des Champs-Élysées - 75008 Paris, France;
24 Telephone: 33 (0) 1 53 93 3032.
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1 The examination shall be recorded stenographically and by video, and shall continue
2 from day to day until completed.
3

4 Dated: September 5, 2007
5 New York, New York

6 COVINGTON & BURLING LLP

7 By: Bradley J. Nash
8 Bradley J. Nash

9 620 Eighth Avenue
10 New York, New York 10018
11 (212) 841-1000

12 *Attorneys for Plaintiff Roots Ready Made*
13 *Garments Co. W.L.L.*
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28 NOTICE OF DEPOSITION OF AMIN EL SOKARY
Case No.: C 07 3363 CRB